

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA
 CRIMINAL DOCKET PARTY INFORMATION FOR CASE A00-0008--CR (JKS)
 "USA V ODALIS ENRIQUES NUNEZ"
 DEF 1.1 NUNEZ, ODALIS ENRIQUES

Including terminated defendants, excluding terminated counsel

Presiding Judge: The Honorable James K. Singleton, U.S. District Judge
 Magistrate Judge: The Honorable John D. Roberts, U.S. Magistrate Judge
 Filed: 01/11/00
 Closed: 08/11/00
 No. of Defendants: 1
 MJ Case Number:
 AKA: ENRIQUE NUNEZ, JORGE RIVERA-RIVERA, JOSE NUNEZ, ODALIS NUNEZ, CARLOS
 MENDEZ, INDIO NUNEZ, JOSE E. NUNEZ, ODALIS ENRIQUE NUNES, ORDARIN NUNEZ,
 LOVIE NUNUZ, GEORGE C. RIVERA, CARLOS RIVERA, JORGE RIVERA, NUNEZ ENRIQUE
 Location status: U.S. Custody
 Trial date:
 Terminated: YES
 Needs interpreter: YES
 Counsel of record: Meredith Appel Ahearn
 Hagans Ahearn et al
 310 K Street, Suite 400
 Anchorage, AK 99501
 907-276-5294
 FAX 907-276-8732
 Serve: YES
 Type: CJA
 Role: 2255 Motion

 Odalis E. Nunez
 Pro Per: Calle 219 Casa #HA 105
 Villa Carolina,
 San Juan Puerto Rico
 00982
 Serve: YES
 Type: Waived or Self
 Role: Appeal

PLF 1.1 UNITED STATES OF AMERICA

Counsel of record: Richard L. Pomeroy
 U.S. Attorney's Office
 222 W. 7th Avenue, #9
 Anchorage, AK 99513-7567
 907-271-5071
 Serve: YES
 Type: Not specified
 Role: 2255 Motion

Counts re: DEF 1.1 NUNEZ, ODALIS ENRIQUES

Document	Count	Citation and Description	Disposition
1 - 1 IND	1	8:1326(a)&(b)(2) UNLAWFUL REENTRY OF ALIEN PREVIOUSLY DEPORTED FOLLOWING CONVICTION FOR AGGRAVATED FELONY (F)	Sentenced (49-1)

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 Filed: 01/11/00
 Closed: 08/11/00
 No. of Defendants: 1

Document #	Filed	Docket text
NOTE - 1	01/11/00	[Re: DEF 1] Issued WOA.
1 - 1	01/11/00	[Re: DEF 1] PLF 1 Indictment.
2 - 1	01/11/00	[Re: DEF 1] JDR Grand Jury Minutes held 01/11/00: WOA to be issued; no bail (detention per 18:3142); set for arr & notify USM; def in INS custody.
3 - 1	01/11/00	[Re: DEF 1] JDR Minute Order re Arr set for 1/11/00 at 11:00 a.m. cc: USA, USPO, USM
4 - 1	01/13/00	[Re: DEF 1] Financial Affidavit.
5 - 1	01/13/00	[Re: DEF 1] JDR Order of Detention Pending Hearing set for 1/14/00 at 10:30 a.m. cc: USA, FPD, USM, USPO
6 - 1	01/14/00	[Re: DEF 1] JDR Court Minutes [ECR: Bonnie Boyer] re Arr on Indict (held 1/13/00); J. Salemi appointed; def detained; cont arr/Bail Review Hrg set for 1/14/00 at 10:30 a.m. cc: USA, FPD, USM, USPO
7 - 1	01/14/00	[Re: DEF 1] PLF 1 discovery conference certificate.
NOTE - 2	01/18/00	Issued: Speedy Trial Notice to Judge Singleton. cc: Patty Demeter
8 - 1	01/18/00	[Re: DEF 1] JDR Court Minutes [ECR: Linda Christensen] re Cont Arr/Bail Review Hrg (held 1/14/00); def pled not guilty;; def detained; PTM's due 1/31/00. cc: USA, FPD, USM, USPO, Judge Singleton
9 - 1	01/18/00	[Re: DEF 1] JDR Order of Detention Pending Trial. cc: USA, FPD, USM, USPO
10 - 1	01/18/00	[Re: DEF 1] JDR Order regarding preparation for trial re PTM's due 1/31/00; cnsl to meet & confer by 1/19/00. cc: USA, FPD
11 - 1	01/19/00	[Re: DEF 1] JKS Minute Order that TBJ is set 9:00 a.m., 3/20/00; FPTC set 4:00 p.m., 3/15/00. cc: USA, FPD, USM, PO, MJ Roberts, JC
12 - 1	01/21/00	[Re: DEF 1] JKS Order Appointing Interpreter Yolanda Salazar-Hobrough as interpreter for in-court and out-of-court translation services for def to TBJ scheduled to begin 3/20/00. cc: USA, FPD, USM, PO, Finance, Y. Salazar-Hobrough
13 - 1	01/24/00	[Re: DEF 1] USM Return of WOA executed 01/13/00.
14 - 1	02/02/00	DEF 1 motion to withdraw as counsel w/att aff of cnsl.
15 - 1	02/04/00	[Re: DEF 1] JDR Minute Order that ex parte hrg re: mot to w/draw as cnsl (14-1) is set 10:00 a.m., 2/7/00. cc: J. Salemi, USM

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16 - 1	02/07/00	[Re: DEF 1] JDR Court Minutes [ECR: Roy Van Hollebeke] re Ex Parte hrg re Mot to withdraw as cnsl (held 2/7/00); denying motion to withdraw as counsel (14-1). cc: FPD
17 - 1	02/23/00	DEF 1 motion to withdraw as counsel w/att aff.
18 - 1	02/24/00	[Re: DEF 1] JDR Minute Order re ex parte hrg re def's ex parte mot to withdraw (17-1) set for 2/25/00 at 9:30 a.m. cc: FPD
19 - 1	02/28/00	{SEALED}
20 - 1	02/28/00	{SEALED}
21 - 1	02/28/00	DEF 1 motion (request) my attorney withdraw of my case w/atch afdvt.
22 - 1	02/28/00	[Re: DEF 1] JDR Minute Order terminating in light of this order: motion (request) my attorney withdraw of my case (21-1). cc: USA, FPD, O. Nunez
23 - 1	03/02/00	[Re: DEF 1] JDR Order of excludable delay re #14 (Order at #16) 2/2/00 to 2/8/00 (7 days) (code e)
24 - 1	03/02/00	[Re: DEF 1] JDR Order of excludable delay re #17 (Order at #19) 2/23/00 to 2/28/00 (6 days) (code e).
25 - 1	03/07/00	[Re: DEF 1] JKS Minute Order re FPTC prev set for 3/15/00 & TBJ prev set for 3/20/00 are VACATED and TBJ is RESET for 3/27/00 at 9:00 a.m. cc: USA, FPD, O. Nunez, USM, USPO, MJ Roberts, JC
26 - 1	03/13/00	DEF 1 motion [request] for discovery w/att aff & exhs.
27 - 1	03/13/00	[Re: DEF 1] JDR Minute Order re hrg on def's request for dscvy (26-1) set for 3/16/00 at 11:00 a.m. cc: USA, O. Nunez, FPD, USM, USPO
28 - 1	03/17/00	[Re: DEF 1] JDR Court Minutes [ECR: Bonnie Boyer/Alisa Singleton] re: Hrg re def;s request for dscvy (26-1); granting/denying motion [request] for discovery (26-1). cc: USA, FPD, O. Nunez
29 - 1	03/20/00	[Re: DEF 1] PLF 1 Proposed Jury Instructions.
30 - 1	03/20/00	[Re: DEF 1] PLF 1 Trial Brief.
31 - 1	03/20/00	[Re: DEF 1] PLF 1 Proposed Voir Dire .
32 - 1	03/22/00	[Re: DEF 1] JKS Minute Order that PCOP hrg is set for 3/24/00 at 11 am. cc:USA, FPD, USM, PO, MJ Roberts
33 - 1	03/22/00	DEF 1 Notice of Intent to change plea.
34 - 1	03/24/00	[Re: DEF 1] JKS Court Minutes [ECR: Elisa Singleton] of PCOP (held 3/24/00); def changed plea to guilty re: Ct 1 of Indt; IOS set 6/7/00 at 8:30 a.m.; def detained pending IOS; TJB VACATED. cc: USA, FPD, USM, PO, JC, MJ Roberts, O. Nunez
35 - 1	06/02/00	[Re: DEF 1] JKS Minute Order re IOS RESET set for 6/16/00 at 8:30 a.m. cc: USA, FPD, USM, USPO

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Document #	Filed	Docket text
36 - 1	06/09/00	[Re: DEF 1] PLF 1 Sentencing Memorandum.
37 - 1	06/13/00	DEF 1 Sentencing Memorandum.
38 - 1	06/20/00	[Re: DEF 1] JKS Court Minutes [ECR: Roy Van Hollebeke] of IOS (held 6/16/00) plf's oral mot to cont matter GRANTED; cont IOS set 9:30 a.m., 8/4/00. cc: USA, Def, FPD, USM, PO
39 - 1	07/17/00	DEF 1 motion to compel documents in advance of 08/04/00 sentencing w/att aff.
40 - 1	07/20/00	[Re: DEF 1] JWS Order granting motion to compel documents in advance of 08/04/00 sentencing (39-1). cc: A. Renschen, J. Salemi
40A- 1	07/24/00	DEF 1 motion to delay sentencing for 60 days.
41 - 1	07/25/00	DEF 1 Attorney Substitution of M. Taggart for J. Salemi.
42 - 1	07/26/00	DEF 1 motion to continue IOS w/atch afdvt.
42 - 2	07/26/00	DEF 1 motion for consideration on shortened time re motion to continue IOS w/atch afdvt.
43 - 1	07/27/00	[Re: DEF 1] PLF 1 non-opposition to DEF 1 motion to continue IOS w/atch afdvt. (42-1), DEF 1 motion for consideration on shortened time re motion to continue IOS (42-2).
44 - 1	07/28/00	DEF 1 Status of cnsl.
45 - 1	07/31/00	[Re: DEF 1] JKS Minute Order that hrg re: def's mots to cont IOS is set 10:00 a.m., 8/2/00. cc: USA, O. Nunez, FPD, USM, PO
46 - 1	08/03/00	[Re: DEF 1] JKS Court Minutes [ECR: Bonnie Boyer] Hrg re: def's mot to continue IOS(#40A & 42) (held 8/2/00); denying motion to delay sentencing for 60 days. (40A-1); granting motion to continue IOS (42-1), motion for consideration on shortened time re motion to continue IOS (42-2); Crt VACATED IOS set for 8/4/00 and RESET IOS for 8/10/00 at 9 a.m.; crt to allow def Nunez to appear as co-cnsl; def Nunez allowed to file motions. cc: USA, FPD, Nunez, USM, PO
47 - 1	08/09/00	DEF 1 motion for obstruction of justice.
48 - 1	08/09/00	[Re: DEF 1] Transcript re: IOS held 6/16/00.
49 - 1	08/11/00	[Re: DEF 1] JKS Judgment pleaded guilty to count(s) 1 of the Indictment (1-1); sentenced 77 months; supervised release 36 months; SA \$100. cc: USA, FPD, O. Nunez, USM, PO, FLU, Finance, MJ Roberts
50 - 1	08/14/00	[Re: DEF 1] JKS Court Minutes Cont IOS (held 8/10/00) denying motion for obstruction of justice (47-1); sentenced for a period of 77 mo; SA \$100; witness & exh list & exhs attached.
50A- 1	08/14/00	DEF 1 appeal to 9CCA of (49-1) filed 08/11/00. cc: cnsl, Judge, 9CCA, US Marshal, Probation, Nunez
51 - 1	08/16/00	DEF 1 motion (notice of information) for transcript of sentencing hearing.

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51A-	1 08/18/00	DEF 1 appeal to 9CCA of (49-1) filed 08/11/00. cc: cns1, Judge, US Marshal, Probation, 9CCA, Nunez
52 -	1 08/21/00	[Re: DEF 1] Transcript (realtime reporter) re: IOS held 8/10/00.
53 -	1 08/22/00	DEF 1 motion for reconsideration of the defendant's file.
54 -	1 08/22/00	DEF 1 motion to vacate, set aside, or correct sentence (28:2255).
55 -	1 08/31/00	[Re: DEF 1] Cy 9CCA Time Schedule Order. (50A-1), (51A-1) cc: cns1, Nunez, ECR, 9CCA (orig)
56 -	1 09/01/00	[Re: DEF 1] JKS Minute Order denying motion for reconsideration of the defendant's file (53-1), motion to vacate, set aside, or correct sentence (28:2255) (54-1). cc: USA, O. Nunez
57 -	1 09/01/00	[Re: DEF 1] JKS Civil Judgment (Re: A00-0250 CV); 2244 dismissed. cc: USA, O. Nunez, MJ Roberts
58 -	1 09/15/00	DEF 1 Address Change Notice.
59 -	1 09/27/00	DEF 1 motion for filing underseal the motion to produce documentation w/att proposed motion.(motion lodged in seal file)
60 -	1 09/28/00	[Re: DEF 1] Partial Transcript (realtime reporter) re: IOS held 8/10/00.
61 -	1 10/02/00	DEF 1 motion to request all medical files.
62 -	1 10/03/00	[Re: DEF 1] JKS Order denying motion for filing underseal the motion to produce documentation (59-1). Nunez should understand that his case is on appeal and therefore any further filings by him should be in the appellate crt. cc:USA, O. Nunez
63 -	1 10/10/00	[Re: DEF 1] Transcript re: PCOP held 3/24/00.
64 -	1 10/10/00	[Re: DEF 1] Transcript hrg re: def's mots to continue imposition of sentence held 8/2/00.
65 -	1 10/31/00	[Re: DEF 1] JKS Minute Order denying w/o prejudice motion to request all medical files (61-1). cc: USA, O. Nunez
66 -	1 10/31/00	[Re: DEF 1] CJA appointment of M. Spaan (re: Appeal).
67 -	1 11/01/00	[Re: DEF 1] JKS Minute Order that FPD is appointed to represent def on his appeal; clerk to give FPD notice of this order; FPD to communicate w/Nunez and assure that propsoer record is prepared; clerk to return all pro se filings presently undocketed to def w/o prejudice to further filings by FPD on def's behalf; clerk shall not accept for filing any further pro se filings by def until such time as his appeal is resolved and a Mandate from the appellate crt issues; record should reflect that this crt has already denied def's attempt to bring a 28:2255 proceeding on its merits and informed def that it will not entertain any further §2255 petitions from his so long as his case is on appeal. cc: USA, M. Spaan, FPD (CJA Clerk), Def (w/pro se filings)
68 -	1 11/02/00	DEF 1 Response to Order (dkt #67) re: cns1 representation.

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69 -	1 11/03/00	DEF 1 Transcript Designation: notice of appeal (50A-1), (51A-1). cc: ECR
NOTE -	3 12/19/00	Notation (re: Appeal): Deft's pro se notice of appeal lodged in file (copy furnished to deft's cnsl) - not filed pursuant to Dkt #67.
70 -	1 01/12/01	USM Return of judgment executed re: DEF 1 on 1-3-01 to White Deer, PA.
NOTE -	4 03/22/01	Notation (re: Appeal): Forwarded 03/10/01 letter from deft to 9CCA.
NOTE -	5 06/15/01	Transmittal: Forwarded D.C. record to 9CCA consisting of 3 original volumes and 1 sealed.
71 -	1 10/01/01	[Re: DEF 1] 9CCA Judgment re: notice of appeal (50A-1), (51A-1) that the district court's decision is AFFIRMED. cc:USA,M. Spaan, Judge Singleton
NOTE -	6 10/22/01	Notation (re: Appeal): Received file from 9CCA consisting of (3) vol of clk's file & (1) vol of sealed file.
72 -	1 02/13/02	Return of subps.
73 -	1 10/31/02	DEF 1 motion for production of record w/att exhs.
74 -	1 11/21/02	[Re: DEF 1] PLF 1 non-oppo to DEF 1 mot for production of record (73-1).
75 -	1 11/26/02	[Re: DEF 1] JKS Order granting motion for production of record (73-1). cc: USA, DEF, USPO
76 -	1 04/04/03	DEF 1 motion under 28:2255 to vacate, set aside, or correct sentence.
77 -	1 04/15/03	[Re: DEF 1] JKS Order Directing Service & Response; def's request for crt apptd cnsl or notice to proceed w/o cnsl due 5/14/03; USA answer due 6/13/03 unless CJA cnsl is apptd; any mot for evident hrg due 30 days after USA files an answer; case is referred to MJ Roberts. cc: USA w/cy of #76, O. Nunez w/USDCA 40, CJA 23, Notice of Intent to Proceed W/O cnsl, pro se handbook, MJ Roberts
78 -	1 04/29/03	DEF 1 motion for appointment of counsel w/att memo & fin aff.
79 -	1 04/30/03	[Re: DEF 1] JDR Minute Order granting motion for appointment of counsel (78-1); FPD to appt CJA or represent def; cnsl to confer w/def & file amended petition or notice of none due 5/13/03; govt's answer due 6/13/03. cc: USA, O. Nunez, FPD CJA Clerk
80 -	1 05/02/03	[Re: DEF 1] CJA appointment of D. Reed-Slayten.
81 -	1 05/12/03	DEF 1 motion for enlargement of time to amend 2255 petition.
81 -	2 05/13/03	[Re: DEF 1] JDR Order granting motion for enlargement of time to amend 2255 petition (81-1); Amended petition due 6/13/03; respondent's answer due 7/14/03. cc: USA, D. Reed-Slaten
82 -	1 05/13/03	Doc #82 NOT USED.
83 -	1 06/17/03	DEF 1 Unopposed motion for ext of time (to 6/20) to file amended 2255.
84 -	1 06/20/03	[Re: DEF 1] AHB Order granting unopposed motion for ext of time (to 6/20) to file amended 2255 (83-1). cc: USA, D. Reed-Slaten

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85 - 1	06/26/03	DEF 1 motion for ext of time (to 7/7) to file amended §2255 petition.
86 - 1	06/30/03	[Re: DEF 1] JDR Order granting motion for ext of time to 7/7/03 to file amended §2255 petition (85-1); govt's oppo due 8/7/03. cc: USA, D. Reed-Slaten
87 - 1	07/08/03	DEF 1 motion for ext of time (to 7/18) to file amended §2255 petition.
88 - 1	07/15/03	[Re: DEF 1] JDR Order granting motion for ext of time to 7/18/03 to file amended §2255 petition; govt's reply due 8/20/03 (87-1). cc: USA, D. Reed-Slaten
89 - 1	07/21/03	DEF 1 motion to withdraw as atty of record.
90 - 1	07/24/03	[Re: DEF 1] JDR Minute Order re ex parte hrg on def's mot to w/d as atty of record (89-1) set for 7/31/03 at 9:30 a.m. cc: D. Reed-Slaten
91 - 1	07/28/03	DEF 1 Notice of Intent to proceed w/o counsel w/att ltrs.
92 - 1	07/31/03	[Re: DEF 1] JDR Court Minutes [ECR: Debby Willoughby-Lyons] re ex parte hrg re motion to w/d as cnsl (89-1) hld 7/31/03; hrg cont to 8/1/03 at 10:00 a.m. cc: D. Reed-Slaten
93 - 1	08/01/03	[Re: DEF 1] JDR Court Minutes [ECR: Debby Willoughby-Lyons] re Cont Ex Parte Hrg re Motion to Withdraw as Cnsl #89 hld 7/31/03; def was unavailable; crt will issue written ruling. cc: D. Reed-Slaten
94 - 1	08/04/03	[Re: DEF 1] JDR Minute Order granting motion to withdraw as atty of record (89-1); def is deemed to represent himself; amended mot to vacate (28:2255) due COB 8/25/03; govt's has 30 days to respond to amended mot. cc: USA, D. Reed-Slaten, Def, FPD (CJA Clerk)
95 - 1	08/15/03	DEF 1 motion for appointment of counsel.
96 - 1	09/09/03	[Re: DEF 1] JDR Minute Order granting motion for appointment of counsel (95-1); cnsl for def to confer w/def & file amended pet or notice of none due 10/9/03; govt's answer due 11/10/03. cc: USA, O. Nunez, FPD CJA Clerk
97 - 1	10/09/03	[Re: DEF 1] Attorney Appearance of M. Ahearn.
98 - 1	10/09/03	DEF 1 Unopposed motion for ext of time (to 11/10/03) to file amended pet.
99 - 1	10/09/03	[Re: DEF 1] CJA appointment of M. Ahearn.
100 - 1	10/15/03	[Re: DEF 1] JDR Order granting unopposed motion for ext of time to 11/10/03 to file amended petition & govt's response due 12/10/03 (98-1). cc: USA, M. Ahearn
101 - 1	11/10/03	DEF 1 Unopposed motion for ext of time to file amended petition.
102 - 1	11/12/03	[Re: DEF 1] JDR Order granting motion Unopposed motion for ext of time to file amended petition (101-1); amended pet due 12/2/03; govt's response due 1/5/04. cc: USA, M. Ahearn
103 - 1	12/01/03	DEF 1 motion for an ext of time (to 12/9) to file amended petition.

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104 - 1	12/03/03	[Re: DEF 1] JDR Order granting motion for an ext of time (to 12/9) to file amended petition (to 1/9) to file answer (103-1). cc: USA, M. Ahearn
105 - 1	12/09/03	DEF 1 motion for extension of time (to 1/16/04) to file amended petition.
106 - 1	12/10/03	[Re: DEF 1] PLF 1 non-opposition to DEF 1 motion for extension of time (to 1/16/04) to file amended petition (105-1).
107 - 1	12/11/03	[Re: DEF 1] JDR Order granting motion for extension of time (to 1/16/04) to file amended petition (to 2/17/04) to file answer (105-1). cc: USA, M. Ahearn
108 - 1	01/15/04	DEF 1 motion for evidentiary hearing on def's 2255 motion w/att memo & exhs.
108 - 2	01/15/04	DEF 1 memorandum in support of DEF 1 motion under 28:2255 to vacate, set aside, or correct sentence (76-1) w/att exhs.
109 - 1	02/06/04	[Re: DEF 1] JDR Minute Order re govt's oppo, if any, to def's mot for evident hrg (108-1) due 2/17. cc: USA, M. Ahearn
110 - 1	02/10/04	[Re: DEF 1] PLF 1 Attorney Substitution of Richard L. Pomeroy (AUSA).
111 - 1	02/12/04	[Re: DEF 1] PLF 1 opposition to DEF 1 motion under 28:2255 to vacate, set aside, or correct sentence (76-1), DEF 1 motion for evidentiary hearing on def's 2255 motion (108-1).
111 - 2	02/12/04	[Re: DEF 1] PLF 1 motion to dismiss 28:2255.
112 - 1	03/19/04	[Re: DEF 1] JDR Minute Order denying motion for evidentiary hearing on def's 2255 motion (108-1). If Nunez files an oppo to govt's mot to dismiss he may incorporate an agrument for evidentiary hrg as part of the briefing of the that oppo. Any oppo by Nunez shall be filed by COB 4/2/04. Any reply thereto shall be filed by the COB 4/13/04. cc: USA, M. Ahearn
113 - 1	04/02/04	DEF 1 opposition to PLF 1 motion to dismiss 28:2255 (111-2) w/att exh.
113 - 2	04/02/04	DEF 1 motion for an evidentiary hearing on 28:2255 motion.
114 - 1	04/13/04	[Re: DEF 1] PLF 1 reply to opposition to [Re: DEF 1] PLF 1 motion to dismiss 28:2255 (111-2).
114 - 2	04/13/04	[Re: DEF 1] PLF 1 opposition to DEF 1 motion for an evidentiary hearing on 28:2255 motion (113-2).
115 - 1	05/06/04	Initial R&R re: [Re: DEF 1] PLF 1 motion to dismiss 28:2255 (111-2); Recommended be granted; Objections due 05/21/04. Reply due 06/02/04. cc: USA, M. Ahearn, Judge Singleton
116 - 1	05/19/04	DEF 1 objection to R&R re: [Re: DEF 1] PLF 1 motion to dismiss 28:2255. (111-2)and def's agrument for evidentiary hrg.
117 - 1	06/02/04	[Re: DEF 1] PLF 1 reply to objection to R&R re: [Re: DEF 1] PLF 1 motion to dismiss 28:2255 (111-2).

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118 - 1	06/04/04	Final R&R re: [Re: DEF 1] PLF 1 motion to dismiss 28:2255 (111-2); MJ declines to modify recommendation that motion be granted. cc: USA, M. Ahearn, Judge Singleton
119 - 1	06/28/04	[Re: DEF 1] JKS Order adopting R&R at dkts 115 & 18; denying mot under 28:2255 to vacate, set aside, or correct sentence (76-1); granting mot to dismiss 28:2255 (111-2); terminating in light of this order: mot for an evidentiary hrg on 28:2255 mot (113-2); def has 35 days to file mot for cert of appealability. cc: USA, M. Ahearn, MJ Roberts
120 - 1	06/28/04	[Re: DEF 1] JKS Judgment dismissing 2255 pet w/prej. cc: USA, M. Ahearn, MJ Roberts
121 - 1	07/08/04	{SEALED}
121 - 2	07/20/04	{SEALED}
122 - 1	12/14/04	DEF 1 motion for writ of error in coraam nobis w/att exhs.
123 - 1	12/28/04	[Re: DEF 1] JKS Order dismissed w/o prejudice motion for writ of error in coraam nobis (122-1). cc: USA, O. Nunez
124 - 1	01/13/05	DEF 1 appeal to 9CCA of (123-1) filed 12/28/04. cc: O. Nunez, Judge Singleton, 9CCA
NOTE - 7	01/14/05	Transmittal: Forwarded notice of appeal (124-1) to 9CCA.
125 - 1	01/14/05	[Re: DEF 1] cy 9CCA Certificate of Record. (124-1) cc: USA, O. NUNEZ, Judge Singleton, 9CCA (original)
126 - 1	05/02/05	[Re: DEF 1] Copy of Order from 9CCA. (124-1) cc:USA, O. Nunez, Judge Singleton
NOTE - 8	05/04/05	Notation (re: Appeal): forwarded USDC Judge Order re: COA.
127 - 1	05/04/05	[Re: DEF 1] JKS Order re def is not entitled to a certificate of appealability. cc: cns1, appeals clerk
128 - 1	08/22/05	DEF 1 motion to amend pursuant to civil rules & procedure for rule 15(c).
129 - 1	09/16/05	[Re: DEF 1] JKS Order denying motion to amend pursuant to civil rules & procedure for rule 15(c) (128-1). cc: USA, O. Nunez
130 - 1	10/11/05	9CCA Final Order re: notice of appeal (124-1) that the request for COA is denied. Appellant's mot for appt of cns1 is denied. cc: O. Nunez, USA, Judge Singleton
131 - 1	10/18/05	DEF 1 motion pursuant to rule 15(c).
131 - 2	10/18/05	DEF 1 Address Change Notice.
132 - 1	11/10/05	[Re: DEF 1] JWS Order denying motion pursuant to rule 15(c) (131-1). cc: USA, M. Ahearn